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Attorney for Debtors HUERTA/MARTINEZ

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA, FRESNO

IN RE

ROBERTO HUERTA AND
KRYSTYNA MARIA MARTINEZ,
DEBTORS.

ROBERTO HUERTA AND
KRYSTYNA MARIA MARTINEZ,

Movant,

vs.

CITIBANK, N.A. SUCCESSOR BY MERGER
OF DEPARTMETN STORES NATIONAL
BANK,

Respondent.

Chapter 13
Case No.: 23-12433A-13F
DC No. PBB-2

HEARING

Date: January 11, 2024
Time: 9:30 a.m.

Dept: A
Ctrm: 11 (5th Floor)
United States Bankruptcy Court
2500 Tulare Street
Fresno, California 93721-1318

HONORABLE JENNIFER E. NIEMANN

**ORDER AVOIDING JUDICIAL LIEN OF
DEPARTMENT STORES NATIONAL BANK**

1 IT IS HEREBY ORDERED that the motion to avoid judicial lien of Capital One,
2 N.A. successor by merger of Department Stores National Bank in Official Records of Fresno
3 County, California recorded on December 5, 2022 as document number 2022-0145308 and against
4 real property located at 619 East Hopkins Avenue, Fresno, California 93706 situated in the City
5 of Fresno, County of Fresno, State of California, and described as parcel number 334-294-06 and
6 as follows:
7

8 LOT 14, TRACT NO. 1826, EASTON VILLAGE, ACCORDING TO THE
9 MAP THEREOF RECORDED IN BOOK 20 PAGE 65 OF PLATS,
10 RECORDS OF SAID COUNTY.
11

12 is hereby granted. The judicial lien of Capital One, N.A. successor by merger of Department Stores
13 National Bank is avoided and canceled as to Roberto Huerta and Krystyna Maria Martinez. This
14 order does not avoid the above-mentioned lien against any property except the real property
15 described herein above.
16

17 IT IS FURTHERE ORDERED that this order is binding only on the current
18 interest holder who has received notice of the motion and on those taking title from such holder.
19

20 Dated: January 12 2024

21 
22 Honorable Jennifer E. Niemann
23 United States Bankruptcy Judge
24
25
26
27
28

3
PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:
HUNT & HENRIQUES, LLP

AND WHEN RECORDED MAIL TO:

HUNT & HENRIQUES, LLP
ATTORNEYS AT LAW
7017 REALM DRIVE
SAN JOSE CA 95119

**2022-0145308**

FRESNO County Recorder
Paul Dicos, CPA

Monday, Dec 05, 2022 09:39:49 AM

Titles: 1

Pages: 3

Fees:

\$108.00

CA SB2 Fee:

\$75.00

Taxes:

\$0.00

Total:

\$108.00

HUNT & HENRIQUES LLP

THIS SPACE FOR RECORDERS USE ONLY

ABSTRACT OF JUDGMENT

(Please fill in document title(s) on this line)

EJ-001

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, address, and State Bar number):

After recording, return to:

Hunt & Henriques, LLP

Debt collection license application pending.

Donald Sherrill #266038

7017 Realm Drive, San José CA 95119

TEL NO.: (800) 680-2426

FAX NO. (optional):

E-MAIL ADDRESS (Optional):

☒ ATTORNEY FOR
 ☒ JUDGMENT CREDITOR
 ☐ ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO

STREET ADDRESS: 1130 O Street

MAILING ADDRESS:

CITY AND ZIP CODE: Fresno CA 93721

BRANCH NAME: B.F. Sisk Courthouse

FOR RECORDER'S USE ONLY

PLAINTIFF: Department Stores National Bank

CASE NUMBER:
22CECL02165

DEFENDANT: ROBERTO HUERTA

LIMITED

ABSTRACT OF JUDGMENT—CIVIL
AND SMALL CLAIMS☐ Amended

FOR COURT USE ONLY

Pursuant to California Government Code § 68150(f), the Clerk of the Court hereby certifies this document accurately reflects the official court record. The electronic signature and seal on this document have the same validity and legal force and effect as an original clerk's signature and court seal. California Government Code § 68150(g).

1. The ☒ judgment creditor ☐ assignee of record applies for an abstract of judgment and represents the following:

a. Judgment debtor's

Name and last known address

Roberto Huerta

619 E Hopkins Ave

Fresno CA 93706-5925

b. Driver's license no. [last 4 digits] and state:

☒ Unknown

c. Social security no. [last 4 digits]: 2997

☐ Unknown

d. Summons or notice of entry of sister-state judgment was personally served or mailed to (name and address):

Roberto Huerta — 619 E Hopkins Ave Fresno CA 93706

2. ☐ Information on additional judgment debtors is shown on page 2.

4. ☐ Information on additional judgment creditors is shown on page 2.

3. Judgment creditor (name and address):

Department Stores National Bank

% Hunt & Henriques, LLP 7017 Realm Dr. San José CA 95119

5. ☐ Original abstract recorded in this county:

a. Date:

b. Instrument No.:

Date: October 14, 2022

Donald Sherrill SBN 266038

(TYPE OR PRINT NAME)

(SIGNATURE OF APPLICANT OF ATTORNEY)

6. Total amount of judgment as entered or last renewed:
\$8,742.73

10. ☐ An ☐ execution lien ☐ attachment lien is endorsed on the judgment as follows:

7. All judgment creditors and debtors are listed on this abstract.

a. Amount: \$

8. a. Judgment entered on (date): October 12, 2022

b. In favor of (name and address):

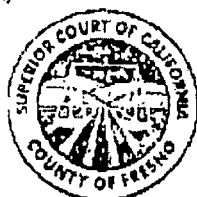
b. Renewal entered on (date):

9. ☐ This judgment is an installment judgment.

11. A stay of enforcement has

a. ☒ not been ordered by the court.b. ☐ been ordered by the court effective until (date):12. a. ☒ I certify that this is a true and correct abstract of the judgment entered in this action.b. ☐ A certified copy of the judgment is attached.

[SEAL]



This abstract issued on (date):

11/15/2022

Clerk, by /s/ April Hoffman, Deputy

Form Adopted for Mandatory Use
Judicial Council of California
EJ-001 (Rev. July 1, 2014)

ABSTRACT OF JUDGMENT—CIVIL
AND SMALL CLAIMS

Page 1 of 2
Code of Civil Procedure, §§ 488.480,
674, 700.190

DD0002NR

1485705.001

Pursuant to CRC 2.259 this document has been electronically filed by the Superior Court of California, County of Fresno
On 11/15/2022 9:27:40 am by Deputy Clerk April Hoffman

PLAINTIFF: Department Stores National Bank	COURT CASE NO.: 22CECL02165
DEFENDANT: ROBERTO HUERTA	

NAMES AND ADDRESSES OF ADDITIONAL JUDGMENT CREDITORS:

13. Judgment creditor (*name and address*):

14. Judgment creditor (*name and address*):

15. ☐ Continued on Attachment 15.

INFORMATION ON ADDITIONAL JUDGMENT DEBTORS:

16. Name and last known address

Driver's license no. [last 4 digits] and state:

☐ Unknown

Social security no. [last 4 digits]:

☐ Unknown

Summons was personally served at or mailed to (*address*):

17. Name and last known address

Driver's license no. [last 4 digits] and state:

☐ Unknown

Social security no. [last 4 digits]:

☐ Unknown

Summons was personally served at or mailed to (*address*):

18. Name and last known address

Driver's license no. [last 4 digits] and state:

☐ Unknown

Social security no. [last 4 digits]:

☐ Unknown

Summons was personally served at or mailed to (*address*):

19. Name and last known address

Driver's license no. [last 4 digits] and state:

☐ Unknown

Social security no. [last 4 digits]:

☐ Unknown

Summons was personally served at or mailed to (*address*):

20. ☐ Continued on Attachment 20.